

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

203

**CRM-M-14593-2021
Decided on : 22.11.2021**

Labh Singh

. . . Petitioner

Versus

State of Punjab

. . . Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

PRESENT: Ms. Sukhveer Kaur , Advocate
for the petitioner.

Mr. N. K. Banka, DAG, Punjab.

VIKAS BAHL, J. (Oral)

The present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No. 4 dated 11.01.2021 under Section 61/1/14 of Punjab Excise Act, 1914 registered at Police Station Bhaini Mian Khan, District Gurdaspur.

On 20.09.2021, when the matter came up for hearing before a Coordinate Bench of this Court, the following order was passed:

“As per allegations in FIR, on receipt of information that petitioner was indulging in selling of illicit liquor contained in plastic cane near bank of Beas river, a raid was conducted. Petitioner who was sitting on plastic cane ran away on seeing the police party. 38 bottles of illicit liquor were recovered from there.

Learned counsel for petitioner states that recovery has already been effected. Petitioner is ready and willing to join investigation and cooperate in same. Though, there are 6 other case are registered against petitioner, but he is on bail in all those cases.

Adjourned to 22.11.2021.

In the meanwhile, in the event of arrest of petitioner, he shall be released on interim anticipatory bail to the satisfaction of Arresting Officer/Investigating Officer. He will join investigation as and when called for and cooperate in same. He will abide by conditions of Section 438 (2) Cr.P.C. ”

Learned counsel for the petitioner has submitted that in pursuance of the said order, the petitioner has joined the investigation.

Learned State counsel, on instructions of ASI Jodh Singh, has submitted that the petitioner has joined the investigation and he is not required any further.

Keeping in view the abovesaid facts and circumstances and also the fact as observed in the order dated 20.09.2021 by the Coordinate Bench of this Court and the fact that the petitioner has already joined the investigation and is not required any further, the present petition for anticipatory bail is allowed and the interim order dated 20.09.2021 is made absolute.

However, nothing stated above shall be construed as a final expression of opinion on the merits of the case and the trial would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail application.

(VIKAS BAHL)
JUDGE

22nd November, 2021

Mehak

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No